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| 5 | UNITED STATES DISTRICT COURT |
| 6 | DISTRICT OF NEVADA |
| 7 8 | JAMES EDWARD PROCTOR,) CASE NO.: 3:10-CV-00786-RCJ-VPC) |
| 9 | v. |
| 11 | Defendants.) |
| 12 |) |
| 13 | The Court has considered the Report and Recommendation of United States Magistrate |
| 14 | (ECF #37) entered on December 30, 2013, in which the Magistrate Judge recommends that the Court |
| 15 | grant Defendants' Motion to Dismiss (#34) and this action be dismissed with prejudice. The Court has |
| 16 | considered the pleadings and memoranda of the parties and other relevant matters of record and has |
| 17 | made a review and determination in accordance with the requirements of 28 U.S.C. § 636 and |
| 18 | applicable case law, and good cause appearing, the court hereby |
| 19 | ADOPTS AND ACCEPTS the Report and Recommendation of the United States |
| 20 | Magistrate Judge (ECF #37). |
| 21 | IT IS HEREBY ORDERED that Defendants' Motion to Dismiss (#34) is GRANTED. |
| 22 | IT IS FURTHER ORDERED that this action is DISMISSED with prejudice. The Clerk of |
| 23 | the Court shall enter judgment and close this case. |
| 24 | IT IS SO ORDERED this 15th day of January, 2014. |
| 25 26 | ROBERT C. JONES UNITED STATES DISTRICT JUDGE |
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